

Department of Permits and Development Management  
111 West Chesapeake Avenue  
Towson, Maryland 21204

In the Matter of

Civil Citation No.55396

Willie Addison Jr.  
Cynthia Addison

1136 Newfield Road

Respondents

FINDINGS OF FACT AND CONCLUSION OF LAW  
FINAL ORDER OF THE CODE ENFORCEMENT HEARING OFFICER

This matter came before the Code Enforcement Hearing Officer for the Department of Permits and Development Management on February 24, 2009, for a Hearing on a citation for violations under the Baltimore County Code (BCC) section 13-7-112, 115, 310, 312, failure to comply with correction notice to remove junk, trash and debris in the rear yard; section 13-4-201 (b), premises shall be kept free from accumulations of improperly stored solid waste, and (d), all garbage shall be stored in approved rodent-resistant, watertight containers with tight-fitting lids, on residential property zoned DR 10.5 known as 1136 Newfield Road, 21207.

On February 3, 2009, pursuant to § 3-6-205, Baltimore County Code, a Code Enforcement citation was issued. The citation was sent to the Respondent by 1<sup>st</sup> class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$1,000.00 (one thousand dollars).

The Respondent failed to request a Code Enforcement Hearing and/or failed to appear after requesting a Hearing. Baltimore County Code, § 3-6-205(d) provides that in case of failure to request a Code Enforcement Hearing or if the violator (Respondent) fails to appear after requesting a Hearing then the citation and the civil penalty, shall be the Final Order of the Code Official not subject to appeal.

After proper consideration of all the evidence presented, the Hearing Officer finds:

A. Since June 2007, multiple Correction Notices and Citations have been issued to Respondents for code violations. Photographs taken February 3, 2009 show open trashcans overflowing with bagged garbage, and bagged garbage on the ground. Photographs taken February 20, 2009 show junk, trash and debris across the yard. This constitutes a continued violation of County Code provisions prohibiting conditions that are conducive to rat harborage and rodent infestation.

IT IS ORDERED by the Code Enforcement Hearing Officer that a civil penalty be imposed in the amount of \$1,000.00 (one thousand dollars).

IT IS FURTHER ORDERED that the County re-inspect the property to determine if all violations have been corrected. If the Respondent corrects the violations within thirty (30) days, with junk and trash removed and garbage properly stored in cans with tight-fitting lids, the civil penalty will be RESCINDED. If the Respondents fail to correct the violations, then the civil penalty shall be imposed and placed as a lien upon the property, and additional civil penalties may be imposed for continued violations.

ORDERED this 27<sup>th</sup> day of February 2009.

Signed: ORIGINAL SIGNED  
Margaret Z. Ferguson  
Baltimore County Hearing Officer